



SYNOPSIS

House Bills and Joint Resolutions 2013 Maryland General Assembly Session

**January 28, 2013
Schedule 12**

PLEASE NOTE: February 8 – Bill introduction deadline.
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 7.
As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

HOUSE BILLS INTRODUCED JANUARY 25, 2013

HB 394 Delegate McDermott, et al

**EDUCATION – PRIMARY AND SECONDARY SCHOOLS –
ELECTRONIC CONTROL DEVICES**

Authorizing a principal of a primary or secondary school to designate one or more safety officers and make one or more electronic control devices available for use by trained safety officers in the school; requiring the Maryland Police and Correctional Training Commissions and the State Department of Education to develop and administer an electronic control device training program for safety officers, establish standards for the use of an electronic control device by a safety officer, and establish criteria for designation; etc.

EFFECTIVE OCTOBER 1, 2013

ED, § 7-435 - added

Assigned to: Ways and Means

Department of Legislative Services

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HB 395 Delegate McDermott, et al**HANDGUNS – PERMIT QUALIFICATIONS AND CARRYING ON SCHOOL PROPERTY – SCHOOL GUARDIANS**

Requiring the Secretary of State Police to issue a handgun permit to a person who is otherwise qualified and has been designated as a school guardian under specified provisions of law; creating an exception to the prohibition against carrying a deadly weapon on public school property for a person designated as a school guardian and who has been issued a handgun permit; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 4-102, ED, § 4-304(b), and PS, § 5-306 - amended and ED, § 4-205(n) - added

Assigned to: Judiciary

HB 396 Delegate Cardin, et al**CRIMINAL LAW – ELECTRONIC HARASSMENT OF A MINOR**

Prohibiting a person from using a computer or computer network to cause a minor or another person to reasonably fear for the safety of the minor under specified circumstances; prohibiting a person from using a computer or computer network to engage in conduct which would constitute sexual harassment of a minor, to disseminate data with the malicious intent to psychologically torment or harass a minor, or for specified other purposes; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-805.1 - added

Assigned to: Judiciary

HB 397 Delegate McDermott, et al**CRIMINAL LAW – CARRYING WEAPONS ON SCHOOL PROPERTY – LAW ENFORCEMENT OFFICERS SAFETY ACT**

Creating an exception to the prohibition against carrying a deadly weapon on public school property for a person who holds a handgun permit or is certified under the federal Law Enforcement Officers Safety Act to carry a concealed firearm.

EFFECTIVE OCTOBER 1, 2013

CR, § 4-102 - amended

Assigned to: Judiciary

HB 398 Delegate Tarrant, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – SKATEPARK OF BALTIMORE AT ROOSEVELT PARK**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Skatepark of Baltimore, Inc. for the construction and capital equipping of the Skatepark of Baltimore at Roosevelt Park, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 399 Delegate Tarrant, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – INSTITUTES FOR BEHAVIOR RESOURCES**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Institutes for Behavior Resources, Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Institutes for Behavior Resources, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 400 Delegate Stein, et al**AGRICULTURE – MANAGEMENT-INTENSIVE FARMING AND GRAZING**

Requiring the University of Maryland Cooperative Extension Service to provide a dedicated extension agent to assist individuals with the adoption of management-intensive farming and grazing practices; requiring the Governor to provide at least \$500,000 each year to support the Department of Agriculture's activities related to management-intensive farming and grazing, beginning in fiscal year 2015; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE OCTOBER 1, 2013

AG, § 8-703, EN, § 9-1605.2(h)(2)(ii) and (i)(2)(ix), and NR, § 8-2A-01(c) - amended

Assigned to: Environmental Matters

HOUSE BILLS INTRODUCED JANUARY 28, 2013**HB 401 Chair, Health and Government Operations Committee (By Request – Departmental – Military)****MILITARY DEPARTMENT – POWERS OF THE ADJUTANT GENERAL – SUMMARY COURTS–MARTIAL**

Authorizing the Adjutant General to adopt rules and regulations to govern, discipline, and establish criteria for the performance of duties of the organized militia of the State; exempting the rules and regulations from the requirements of the Administrative Procedure Act; altering the procedures for and penalties that may be imposed by courts–martial for the organized militia; etc.

EFFECTIVE OCTOBER 1, 2013

PS, §§ 13-302 and 13-812 - amended, § 13-808 - repealed, and §§ 13-808 and 13-808.1 - added and SG, § 10-102 - amended

Assigned to: Health and Government Operations

HB 402 Frederick County Delegation**FREDERICK COUNTY – AUTHORITY TO BAN SYNTHETIC CANNABINOIDS**

Authorizing the County Commissioners of Frederick County to enact an ordinance that prohibits the knowing or intentional possession of synthetic cannabinoids; prohibiting the sale or manufacture of synthetic cannabinoids; making real property used in violation of the ordinance a nuisance; providing for civil and criminal penalties for a violation of the ordinance; making the Act an emergency measure; etc.

EMERGENCY BILL

Art. 25, § 221C - added

Assigned to: Judiciary

HB 403 Delegate Ready, et al**FAMILY CHILD CARE HOMES – ADULT TO CHILD RATIO – CHILDREN UNDER 2 YEARS**

Authorizing an adult to child ratio for children under the age of 2 years of 1 adult to every 3 children in a family child care home if at least one of the children is at least 18 months old.

EFFECTIVE OCTOBER 1, 2013

FL, § 5-553(b) and (c) - amended

Assigned to: Health and Government Operations

HB 404 Delegate Feldman**ALCOHOLIC BEVERAGES – ISSUANCE OF CLASS A, C, AND D LICENSES**

Increasing to two the number of Class A, Class C, and Class D alcoholic beverages licenses that may be issued to an individual for specified purposes; and limiting to one the number of licenses that may be issued for the use of an establishment that derives less than 85% of revenue from the sale of alcoholic beverages.

EFFECTIVE JULY 1, 2013

Art. 2B, § 9-107 - amended

Assigned to: Economic Matters

HB 405 Frederick County Delegation**FREDERICK COUNTY – BOARD OF LICENSE COMMISSIONERS – EXPANDED MEMBERSHIP**

Expanding the Board of License Commissioners in Frederick County from three to five members; and providing for the terms of the members.

EFFECTIVE JULY 1, 2013

Art. 2B, § 15-103(a) - amended

Assigned to: Economic Matters

HB 406 Delegate Rosenberg, et al**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009 – BALTIMORE CITY – ROLAND PARK FIRE STATION REHABILITATION**

Amending the Maryland Consolidated Capital Bond Loan of 2009 to alter the purpose of a grant for the Roland Park Fire Station Rehabilitation to include repair and renovation of heat pumps; extending the deadline for a specified grantee to present evidence of a matching fund and for specified funds to be expended or encumbered; etc.

EFFECTIVE JUNE 1, 2013

Chapter 485 of the Acts of 2009, § 1(3) Item ZA03(U), as amended - amended

Assigned to: Appropriations

HB 407 Frederick County Delegation**ENVIRONMENT – FREDERICK COUNTY – SOIL EROSION AND SEDIMENT CONTROL STANDARDS**

Exempting Frederick County from specified soil erosion and sediment control standards; requiring completion of specified stabilization measures within specified time periods; eliminating a specified limit on a specified area to be graded; and eliminating a specified mapping requirement.

EFFECTIVE OCTOBER 1, 2013

EN, § 4-103(b) - amended

Assigned to: Environmental Matters

HB 408 Delegate Conway, et al**INCOME TAX – SUBTRACTION MODIFICATION – ENHANCED AGRICULTURAL MANAGEMENT EQUIPMENT**

Providing a subtraction modification under the Maryland individual and corporate income tax for specified expenses incurred to buy and install enhanced agricultural management equipment under specified circumstances; defining “enhanced agricultural management equipment”; applying the Act to tax years after 2012; etc.

EFFECTIVE JULY 1, 2013

TG, §§ 10-208(d) and 10-308(b) - amended and § 10-208(m) - repealed

Assigned to: Ways and Means

HB 409 Delegate McIntosh, et al**LAND USE – LOCAL GOVERNMENTS – COMPREHENSIVE PLANNING AND ZONING CYCLES**

Altering the time period of a local government’s comprehensive planning and zoning cycle to better coincide with the release of United States decennial census data; requiring specified planning commissions to include in a specified annual report information on the implementation status of a comprehensive plan; altering time frames for specified planning commissions to review comprehensive plans and to implement specified elements of comprehensive plans; etc.

EFFECTIVE OCTOBER 1, 2013

LU, §§ 1-207, 1-416, 1-417, 1-509, 3-301, and 3-303 - amended

Assigned to: Environmental Matters

HB 410 Frederick County Delegation**FREDERICK COUNTY – ALCOHOLIC BEVERAGES – LICENSE FEES**

Altering the distribution of alcoholic beverages license fees in Frederick County; requiring that the Board of License Commissioners keep 50% of all license fees that are collected and that the remaining 50% of license fees be distributed to the County Treasurer; and requiring that the salaries and expenses of the Board of License Commissioners be paid from the license fees that the Board keeps.

EFFECTIVE JULY 1, 2013

Art. 2B, § 10-204(l) - amended

Assigned to: Economic Matters

HB 411 Delegates DeBoy and James**CREATION OF A STATE DEBT – HARFORD COUNTY – MARYLAND STEM LAB AT BROAD CREEK MEMORIAL SCOUT RESERVATION**

Authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Directors of the Baltimore Area Council, Boy Scouts of America, Inc. for the construction, repair, renovation, reconstruction, and capital equipping of the Maryland STEM Lab at Broad Creek Memorial Scout Reservation, located in Whiteford; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 412 Delegates George and W. Miller**VESSEL EXCISE TAX – EXEMPTION FOR COMMERCIAL ENTERPRISES PAYING THE ADMISSIONS AND AMUSEMENT TAX**

Providing an exemption from the vessel excise tax for the purchase of a vessel by a commercial enterprise if the use of the vessel will require the payment of at least 50% of the value of the exemption in admissions and amusement tax; requiring the Department of Natural Resources to adopt regulations; requiring the Department to report to the Governor and General Assembly on or before December 31 each year; providing that the Act applies to vessels purchased after June 30, 2013; etc.

EFFECTIVE JUNE 1, 2013

NR, § 8-716(e)(12) and (13) - amended and § 8-716(e)(14) and (j) - added

Assigned to: Ways and Means

HB 413 Delegate Lafferty**BALTIMORE COUNTY – BOARD OF EDUCATION – SELECTION OF MEMBERS**

Establishing procedures for the election and appointment of the members of the Baltimore County Board of Education; repealing provisions governing the appointment of members of the county board; establishing the composition of the county board; requiring members of the county board to reside in, be a registered voter in, and be elected from specified districts; providing for a student member of the county board; providing for the removal of, and hearings and appeal procedures for, specified members of the county board; etc.

EFFECTIVE JUNE 1, 2013

ED, §§ 3-109 and 3-114 - amended and §§ 3-2A-01 through 3-2A-08 - added

Assigned to: Ways and Means

HB 414 Frederick County Delegation**FREDERICK COUNTY – GAMING PERMITS**

Repealing in Frederick County a specified limitation on the number of specified raffles that may be held on a single day; and authorizing the Board of County Commissioners of Frederick County to determine the number of permits to conduct a raffle that specified organizations in the county may receive in a calendar year.

EFFECTIVE OCTOBER 1, 2013

CR, § 13-1304(f)(2) - amended and § 13-1304(f)(4) - added

Assigned to: Ways and Means

HB 415 Delegates DeBoy and Malone**CREATION OF A STATE DEBT – BALTIMORE COUNTY – COMMUNITY COLLEGE OF BALTIMORE COUNTY CATONSVILLE HISTORIC MANSION PRESERVATION**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Trustees of the Community College of Baltimore County, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Catonsville Historic Mansion, located in Catonsville; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 416 Delegate DeBoy, et al**WORKERS' COMPENSATION – OCCUPATIONAL DISEASE PRESUMPTION – DUTY BELT WORN BY LAW ENFORCEMENT**

Providing that specified police officers and deputy sheriffs are presumed to be suffering from an occupational disease for a lower back impairment under the workers' compensation law under specified circumstances; providing that the presumption shall apply only if the police officers and deputy sheriffs subject to the Act have been employed for at least 5 years and were required, as a condition of employment, to wear a duty belt; etc.

EFFECTIVE OCTOBER 1, 2013

LE, § 9-503(e) - amended and added

Assigned to: Economic Matters

HB 417 Delegates DeBoy and Malone**CREATION OF A STATE DEBT – BALTIMORE COUNTY – GOOD SHEPHERD CENTER COOLING TOWER**

Authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the House of the Good Shepherd, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Good Shepherd Center, including the cooling tower, located in Baltimore County; providing for disbursement of the loan proceeds; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 418 Delegates DeBoy and Malone**CREATION OF A STATE DEBT – BALTIMORE COUNTY – LITTLE SISTERS OF THE POOR – ST. MARTIN'S HOME**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Little Sisters of the Poor of Baltimore, Inc. for the planning, design, construction, renovation, reconstruction, and capital equipping of the roof and windows at St. Martin's Home, located in Catonsville; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 419 Delegate Frick**PERSONAL PROPERTY TAX – LIENS FOR UNPAID TAX**

Requiring liens for unpaid tax on personal property to be recorded and indexed in the office of the clerk of the circuit court of a county where the tax is owed; and providing that a lien for unpaid tax on personal property is subordinate to a purchase money security interest in personal property that meets specified conditions.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2013

TP, §§ 14-804 and 14-805 - amended

Assigned to: Ways and Means

HB 420 Chair, Environmental Matters Committee (By Request – Departmental – Transportation)**VEHICLE LAWS – MARYLAND TRANSPORTATION AUTHORITY – PAYMENT OF TOLLS**

Altering procedures of the Maryland Transportation Authority for the collection of unpaid tolls through a specified notice and a citation for toll violations; altering the contents of a specified citation; altering procedures for paying or contesting the amounts due under a citation; providing for the admissibility and prima facie effect of the information in a citation in any proceeding to contest liability; altering specified defenses to a citation; altering procedures for collection of unpaid tolls and civil penalties; etc.

VARIOUS EFFECTIVE DATES

CJ, § 7-301(a)(1) and (2) and (f)(1), SG, § 10-616(m)(1), and TR, §§ 21-1414, 26-401, and 27-110 - amended and TR, § 21-1415 - added

Assigned to: Environmental Matters

HB 421 Delegate Cardin, et al**VEHICLE LAWS – SPEED MONITORING AND WORK ZONE SPEED CONTROL SYSTEMS**

Requiring that specified time-stamped images of a motor vehicle provide sufficient information to allow for the calculation of a specified speed of the motor vehicle; altering a requirement relating to the issuance of warnings; requiring a court to impose a civil penalty of \$1,000 if it finds that a citation for an alleged violation recorded by a speed monitoring system or a work zone speed control system was issued erroneously; requiring a civil penalty collected under the Act to be deposited into the Transportation Trust Fund; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-809(a)(4), (b)(1)(v), and (j) and 21-810(a)(4) - amended and §§ 21-809(k) and (l) and 21-810(l) and (m) - added

Assigned to: Environmental Matters

HB 422 Delegate George**INCOME TAX – SUBTRACTION MODIFICATION – INDIVIDUAL RETIREMENT ACCOUNTS**

Allowing a subtraction modification of up to \$8,000 under the State income tax for retirement income from an individual retirement account or annuity under § 408 of the Internal Revenue Code or a Roth individual retirement account under § 408A of the Internal Revenue Code; applying the Act to taxable years beginning after December 31, 2012; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-207(aa) - added

Assigned to: Ways and Means

HB 423 St. Mary's County Delegation**ST. MARY'S COUNTY – BUILDING IMPACT FEES**

Altering the authorization for the County Commissioners of St. Mary's County to impose building impact fees to authorize the County Commissioners to require specified persons or entities that apply for a building permit for new construction of a living unit to pay a building impact fee of either a fixed sum or an amount per square foot set by the County Commissioners; etc.

EFFECTIVE OCTOBER 1, 2013

Art. 25, § 10D-1 - amended

Assigned to: Environmental Matters

HB 424 Delegate McDonough, et al**CRIMINAL PROCEDURE – CRIMES OF VIOLENCE INVOLVING FIREARMS – DIMINUTION CREDITS, PAROLE, AND PLEA AGREEMENTS**

Prohibiting the earning of diminution credits to reduce the term of confinement of an inmate who is serving a sentence for a specified crime of violence involving a firearm in a State or local correctional facility; eliminating parole eligibility for a person who is serving a term of confinement for a specified crime of violence involving a firearm; prohibiting a person who has been convicted of a specified crime of violence involving a firearm from entering into a plea agreement; etc.

EFFECTIVE OCTOBER 1, 2013

CS, §§ 3-702, 7-301, and 11-502 - amended and CP, § 6-234 - added

Assigned to: Judiciary

HB 425 Delegate Nathan–Pulliam**STATE BOARD OF NURSING – MEDICATION TECHNICIAN GRADUATES AND CERTIFIED MEDICATION TECHNICIANS – SUNSET EXTENSION**

Extending the termination date for specified provisions of law concerning medication technician graduates and certified medication technicians; and making the Act an emergency measure.

EMERGENCY BILL

Chapter 123 of the Acts of 2011, § 3 - amended

Assigned to: Health and Government Operations

HB 426 Delegate Dwyer, et al**PUBLIC SAFETY – FIREARM AMMUNITION – PURCHASER INFORMATION**

Prohibiting, with specified exceptions, a person that sells ammunition from requiring the purchaser of the ammunition to provide personal identification information as a condition of purchase, collecting personal identification information of the purchaser of ammunition on behalf of a law enforcement agency, or providing to others the personal identification information of the purchaser of the ammunition; establishing penalties for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2013

PS, § 5-144 - added

Assigned to: Judiciary

HB 427 Delegate Impallaria, et al**ELECTION LAW – ABSENTEE BALLOTS – TIMELINESS**

Requiring that an absentee ballot returned by an absent uniformed services voter or an overseas voter be considered timely if the ballot is mailed by the voter and received by a local board by specified times.

EFFECTIVE JULY 1, 2013

EL, §§ 9-303 and 11-302(c) - amended

Assigned to: Ways and Means

HB 428 Delegate K. Kelly, et al**CHILD ABUSE AND NEGLECT – REPORTS AND RECORDS –
DISCLOSURE TO PUBLIC INSTITUTIONS OF HIGHER EDUCATION**

Authorizing the disclosure of a report or record of child abuse or neglect to specified officials of specified public institutions of higher education for specified purposes if the abuse was committed under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

HU, § 1-202(c) - amended

Assigned to: Judiciary

HB 429 Frederick County Delegation**FREDERICK COUNTY – MOTOR VEHICLE REGISTRATION –
EXCEPTION FOR ALL-TERRAIN AND UTILITY-TERRAIN VEHICLES**

Authorizing, under specified circumstances, the operation of all-terrain and utility-terrain vehicles on highways in Frederick County without the vehicle being registered under the Maryland Vehicle Law; requiring a person operating a vehicle under the Act to maintain evidence of liability insurance in the vehicle; and prohibiting a person from operating a vehicle under the Act on a highway for which the posted maximum speed limit exceeds 50 miles per hour.

EFFECTIVE OCTOBER 1, 2013

TR, § 13-402(h-1) - added

Assigned to: Environmental Matters

HB 430 Chair, Judiciary Committee (By Request – Departmental – Transportation)

CRIMINAL LAW – ALCOHOLIC BEVERAGES – CONSUMPTION AND POSSESSION IN MOTOR VEHICLES

Altering the definition of “motor vehicle” to expand the types of vehicles for which an occupant is prohibited from consuming or possessing an alcoholic beverage in the passenger area while on a highway.

EFFECTIVE JULY 1, 2013

CR, § 10-123 - amended

Assigned to: Judiciary

HB 431 Chair, Economic Matters Committee (By Request – Departmental – Insurance Administration, Maryland)

INSURANCE – MARYLAND INSURANCE ACQUISITIONS DISCLOSURE AND CONTROL ACT – REVISIONS

Authorizing the Maryland Insurance Commissioner to participate in a specified supervisory college; providing that specified persons must comply with specified requirements when seeking to acquire control of a domestic insurer, including providing specified information to the Commissioner and specified persons; requiring specified persons seeking to divest control over a domestic insurer to provide specified notice; requiring a specified enterprise risk report to be filed with a specified person; etc.

EFFECTIVE JANUARY 1, 2014

IN, §§ 2-209.1, 7-608, 7-802.1, and 7-807 - added, § 7-807 - repealed, and Various Sections - amended

Assigned to: Economic Matters

HB 432 Frederick County Delegation

FREDERICK COUNTY – ETHICS – FORMER OFFICIALS AND EMPLOYEES

Authorizing the ethics provisions enacted by Frederick County to allow specified former officials or employees of the county to engage in specified representation or assistance that related in a specified way to the officials’ or employees’ former government activities after specified time periods; etc.

EFFECTIVE OCTOBER 1, 2013

SG, § 15-804 - amended

Assigned to: Environmental Matters

HB 433 Delegate S. Robinson**AGRICULTURE – LAWN CARE PESTICIDES – CHILD CARE AND SCHOOL FACILITIES – PROHIBITION**

Prohibiting, with a specified exception, a person from applying a lawn care pesticide on the grounds of specified child care facilities and schools; authorizing a person to apply a lawn care pesticide on the grounds of specified child care facilities and schools if the Secretary of Agriculture determines that the emergency application is necessary to eliminate an immediate threat to human health; requiring a specified notice of an emergency application; etc.

EFFECTIVE OCTOBER 1, 2013

AG, § 5-208.2 - added

Assigned to: Environmental Matters

HB 434 Frederick County Delegation**FREDERICK COUNTY – STORMWATER MANAGEMENT – WATERSHED PROTECTION AND RESTORATION PROGRAM – EXEMPTION**

Exempting Frederick County from the requirement to adopt a watershed protection and restoration program.

EFFECTIVE JULY 1, 2013

EN, § 4-202.1(a) - amended

Assigned to: Environmental Matters

HB 435 Delegate Howard**VEHICLE LAWS – SPEED MONITORING AND WORK ZONE SPEED CONTROL SYSTEMS – RESTITUTION**

Requiring the District Court, if a person who was issued a citation for an alleged violation recorded by a speed monitoring system or a work zone speed control system prevails at a specified trial, to order the agency or police department that issued the citation to pay the person restitution of \$40.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-809(f)(5) and 21-810(f)(5) - added

Assigned to: Environmental Matters

HB 436 Delegate Impallaria, et al**HANDGUNS – SCHOOL EMPLOYEES – HANDGUN PERMITS AND CARRYING WEAPONS ON SCHOOL PROPERTY**

Authorizing a county board to authorize school employees in the county board's school system to carry a handgun on school property under certain circumstances; requiring the Secretary of State Police to issue a handgun permit to a person who is otherwise qualified and who is a school employee in a school system in which the county board has authorized school employees to carry a handgun; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 4-102 and PS, § 5-306 - amended and ED, § 3-104(c) - added

Assigned to: Judiciary

HB 437 Delegate Simmons**MARYLAND TRUST ACT**

Repealing and revising provisions of law relating to trusts; providing that the Act may be cited as the Maryland Trust Act; providing for the scope of the Act; establishing whether a person has knowledge of a fact under the Act; establishing that a term of a trust prevails over specified other provisions of law, with specified exceptions; establishing that the common law of trusts and principles of equity supplement the Act, with a specified exception; etc.

EFFECTIVE OCTOBER 1, 2013

ET, §§ 14-101 through 14-115 - repealed, § 11-102(b)(12) - amended, & §§ 14.5-101 through 14.5-1005 - added & FI, § 3-506(b) - amended

Assigned to: Judiciary

HB 438 Delegate Ready, et al**PROCUREMENT – LOWER-COST GOODS AND SERVICES**

Providing that when a primary procurement unit makes a specified determination concerning its participation in an intergovernmental cooperative purchasing agreement, the determination will include a statement that the agreement will allow an entity whose procurement is managed by the primary procurement unit to withdraw the entity's participation under the agreement under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

SF, § 13-110 - amended

Assigned to: Health and Government Operations

HB 439 Delegate Frank, et al**INCOME TAX – SUBTRACTION MODIFICATION – MILITARY RETIREMENT INCOME**

Altering the subtraction modification under the Maryland income tax for military retirement income to increase, over a specified period of time, the amount of income that is allowed to be subtracted; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-207(q) - amended

Assigned to: Ways and Means

HB 440 Delegate Tarrant, et al**INCOME TAX – SUBTRACTION MODIFICATION – RETIREMENT INCOME**

Increasing the maximum amount allowed as a subtraction modification under the State income tax for specified retirement income of an individual who is at least 70 years old or who is totally disabled; reducing the maximum amount of retirement income allowed as a subtraction modification by the amount of Social Security benefits received; providing that the amount of the subtraction modification may not exceed specified amounts during specified taxable years; applying the Act to taxable years after December 31, 2012; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-209 - amended

Assigned to: Ways and Means

HB 441 Delegate Impallaria, et al**COURTS – DEATH PENALTY COURT**

Authorizing the General Assembly to create a Death Penalty Court that shall have original and exclusive jurisdiction over all presentments or indictments for offenses punishable by death; vesting the judicial power of the State in the Death Penalty Court as the General Assembly may create by law; submitting the amendment to the qualified voters of the State for their adoption or rejection; etc.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. IV, §§ 1, 3, and 8(b) and Art. V, § 3(a) - amended and Art. IV, § 27 - added

Assigned to: Judiciary

HB 442 Delegate Dumais**CRIMINAL HISTORY RECORDS CHECKS – CHILD CARE PROVIDERS**

Requiring the Department of Public Safety and Correctional Services to transmit weekly a specified registry and a specified listing to the State Department of Education in a specified format; prohibiting a registered sex offender from entering onto specified real property on which a home is located where specified informal child care is provided or will be provided; altering specified provisions of law relating to individuals required to obtain a criminal history records check; etc.

EFFECTIVE JANUARY 1, 2014

CP, §§ 11-713 and 11-722 and FL, § 5-561(c) - amended and § 5-564.1 - added

Assigned to: Judiciary

HB 443 Delegate Dumais**CRIMINAL HISTORY RECORDS CHECKS – INFORMAL CHILD CARE PROVIDERS**

Altering provisions of law relating to individuals required to obtain a criminal history records check; requiring an adult known to be residing in an informal child care provider's home to obtain a criminal history records check; requiring specified informal child care providers to obtain a criminal history records check; etc.

EFFECTIVE JANUARY 1, 2014

FL, §§ 5-561(c), 5-562(a), and 5-564(b) - amended

Assigned to: Judiciary

HB 444 Delegate Impallaria, et al**VEHICLE EMISSIONS INSPECTION PROGRAM – ALTERNATE TESTS AND INSPECTIONS**

Requiring the Motor Vehicle Administration and the Maryland Department of the Environment to develop and use an alternate exhaust emissions test and an alternate emissions equipment and misfueling inspection under the Vehicle Emissions Inspection Program for a motor vehicle that cannot take or pass the primary test or inspection for specified reasons; and authorizing the Administration and the Department to develop and use emissions tests or inspections previously used under the Program as an alternate test or inspection.

EFFECTIVE OCTOBER 1, 2013

TR, § 23-202(b) - amended

Assigned to: Environmental Matters

HB 445 Delegate Cardin, et al**VEHICLE LAWS – RULES OF THE ROAD – OVERTAKING ANOTHER VEHICLE**

Prohibiting a driver of a vehicle from overtaking another vehicle going in the same direction unless a safe passing distance can be maintained while the other vehicle is being overtaken; repealing an exception to a requirement that a driver of a vehicle overtaking a bicycle, an EPAMD, or a motor scooter pass in a specified manner; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-303 and 21-1209 - amended

Assigned to: Environmental Matters

HB 446 Delegate Bromwell, et al**GAMING – VIDEO LOTTERY OPERATION LICENSE – BALTIMORE–WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT**

Altering the number of video lottery operation licenses and video lottery terminals that may be awarded by the Video Lottery Facility Location Commission to provide for the award of a license at Baltimore–Washington International Thurgood Marshall Airport under specified conditions; authorizing up to 2,500 video lottery terminals at the airport; submitting the Act to a referendum of the qualified voters of the State; etc.

EFFECTIVE JULY 1, 2013

SG, §§ 9-1A-05(a), 9-1A-27(a), and 9-1A-36(f), (g), (h), (i), (j), and (r)(1) - amended

Assigned to: Ways and Means

HB 447 Delegate Howard**ELECTION LAW – USE OF CAMPAIGN FUNDS FOR MEETING AND CONFERENCE EXPENSES**

Including as an allowable expenditure of funds from a campaign account under the State election law a disbursement to pay for travel, lodging, meals, and registration expenses associated with attendance of an office holder or a candidate at meetings or conferences focused on legislative issues, process, or public policy analysis pertinent to the office the elected official holds or that the candidate seeks.

EFFECTIVE OCTOBER 1, 2013

EL, § 1-101(aa) - amended

Assigned to: Ways and Means

HB 448 Delegate Ready**STATE GOVERNMENT – NOTARY PUBLIC – APPOINTMENT**

Authorizing a State Senator to delegate to the Secretary of State the Senator's authority to approve an applicant for notary public; authorizing the Governor to appoint and commission, under specified circumstances, an individual as a notary public on approval by the Secretary; and requiring an application for notary public, under specified circumstances, to bear or be accompanied by the written approval of the Secretary.

EFFECTIVE OCTOBER 1, 2013

SG, §§ 18-101 and 18-103(a) - amended

Assigned to: Health and Government Operations

HB 449 Allegany County Delegation**CREATION OF A STATE DEBT – ALLEGANY COUNTY – ALLEGANY COUNTY ANIMAL SHELTER ADOPTION AND CARE CENTER**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Allegany County Animal Shelter Management Foundation, Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Allegany County Animal Shelter Animal Adoption and Care Center, located in Cumberland; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 450 Howard County Delegation**HOWARD COUNTY – PROPERTY TAX CREDIT – RENOVATED, UPGRADED, OR REHABILITATED PROPERTY HO. CO. 11–13**

Authorizing the governing body of Howard County to provide a property tax credit against the county property tax for specified real property that is renovated, upgraded, or rehabilitated; authorizing the governing body of Howard County to provide, by law, for specified other criteria for a property tax credit; etc.

EFFECTIVE JUNE 1, 2013

TP, § 9-315(d) - added

Assigned to: Ways and Means

HB 451 Delegate Beitzel**GARRETT COUNTY – COAL COMBUSTION BY-PRODUCTS – STORAGE**

Authorizing, notwithstanding a specified regulation, Garrett County to store coal combustion by-products used as a traction aide in winter driving conditions in the same locations and in the same manner that the coal combustion by-products were stored on January 1, 2013.

EFFECTIVE JUNE 1, 2013

EN, § 9-291 - added

Assigned to: Environmental Matters

HB 452 Delegate Beitzel**GARRETT COUNTY – BONDS FOR GARRETT COUNTY MEMORIAL HOSPITAL**

Authorizing and empowering the County Commissioners of Garrett County, from time to time, to borrow not more than \$15,000,000 in order to assist in the financing of the cost of hospital improvements at Garrett County Memorial Hospital; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Appropriations

HB 453 Delegate Walker, et al**EDUCATION – MARYLAND CENTER FOR SCHOOL SAFETY**

Establishing the Maryland Center for School Safety as an independent unit of State government; establishing the location and staffing of the Center; specifying the function and duties of the Center; establishing the Governing Board of the Maryland Center for School Safety; providing for the membership of the Governing Board; providing for the duties of the Governing Board; requiring the Governor to provide a specified amount in the annual State budget to carry out specified provisions of law; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2013

ED, §§ 7-1501 through 7-1505 - added

Assigned to: Ways and Means

HB 454 Howard County Delegation**HOWARD COUNTY – CASINO EVENTS – AUTHORIZED HO. CO. 8–13**

Authorizing organizations to hold casino events that include a card game or roulette in Howard County, as specified; requiring an organization to obtain a permit from the Howard County Department of Inspections, Licenses, and Permits before operating a casino event; requiring the county to establish the amount of the permit fee; specifying the types of organizations eligible to conduct a casino event; limiting the amount of specified money prizes; requiring a permit holder to ensure that specified standards are met; etc.

EFFECTIVE OCTOBER 1, 2013

CR, §§ 13-1601, 13-1603, and 13-1604 - amended and § 13-1602.1 - added

Assigned to: Ways and Means

HB 455 Howard County Delegation**HOWARD COUNTY – ALCOHOLIC BEVERAGES – REFILLABLE WINE CONTAINERS HO. CO. 15–13**

Expanding a specified application of law in Howard County to allow specified license holders to sell wine in refillable containers off the licensed premises; authorizing the Board of License Commissioners to issue a refillable wine container permit; requiring a refillable wine container to meet specified requirements; requiring that a holder of a refillable wine container permit meet specified requirements; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, § 7-101(p-1)(11) - amended

Assigned to: Economic Matters

HB 456 Howard County Delegation**CREATION OF A STATE DEBT – HOWARD COUNTY – HISTORIC BELMONT PROPERTY RESTORATION HO. CO. 5–13**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the repair, renovation, and capital equipping of buildings at the Historic Belmont Property, located in Elkridge; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 457 Howard County Delegation**CREATION OF A STATE DEBT – HOWARD COUNTY – MIDDLE PATUXENT ENVIRONMENTAL AREA HO. CO. 1–13**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of a restroom, storage building, and staging area at Middle Patuxent Environmental Area, located in Clarksville; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 458 Delegate Niemann**PERSONAL AND BUSINESS DOCUMENTS – EVIDENCE**

Providing that specified personal and business documents are admissible as evidence and presumed to be authentic if the account holder testifies as to their authenticity in any judicial or administrative proceeding.

EFFECTIVE OCTOBER 1, 2013

CL, § 24-101 - added

Assigned to: Judiciary

HB 459 Delegate Otto**SOMERSET COUNTY – ALCOHOLIC BEVERAGES – BEER AND WINE TASTING LICENSE**

Establishing in Somerset County a beer and wine tasting (BWT) alcoholic beverages license for a holder of a beer, wine and liquor license or a beer and wine license, notwithstanding any other provision of law; specifying that a BWT license authorizes a holder to serve specified alcoholic beverages for tasting purposes only and for no consideration; requiring the County Board of License Commissioners to regulate the quantity and number of bottles of specified alcoholic beverages to be served; specifying license and issuance fees; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, § 8-410.2 - amended

Assigned to: Economic Matters

HB 460 Howard County Delegation**CREATION OF A STATE DEBT – HOWARD COUNTY – THE ARC’S HOMEWOOD ROAD RENOVATION HO. CO. 2–13**

For the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of The Arc of Howard County, Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of The Arc’s Homewood Road Renovation Project, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 461 Howard County Delegation**CREATION OF A STATE DEBT – HOWARD COUNTY – DOMESTIC VIOLENCE CENTER HO. CO. 6–13**

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Domestic Violence Center of Howard County, Inc. for the acquisition, planning, design, construction, renovation, and capital equipping of a residential property for the Domestic Violence Center, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 462 Howard County Delegation**CREATION OF A STATE DEBT – HOWARD COUNTY – BLANDAIR REGIONAL PARK HO. CO. 4–13**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the planning, design, construction, repair, renovation, and capital equipping of a playground at Blandair Regional Park, located in Ellicott City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 463 Allegany County Delegation**CREATION OF A STATE DEBT – ALLEGANY COUNTY – FRIENDS AWARE FACILITY**

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of Friends Aware, Inc. for the design, construction, repair, renovation, reconstruction, and capital equipping of the Friends Aware facility, located in Cumberland; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 464 Delegate Beitzel**GARRETT COUNTY – ALCOHOLIC BEVERAGES – SUNDAY SALES**

Specifying that provisions of law concerning the Sunday sale of alcoholic beverages in Garrett County apply to a precinct of an election district in which the voters in a referendum authorized by law approve Sunday sales; specifying that provisions of law concerning Sunday sales apply to a holder of a Class D license operating an establishment that meets four specifications; and providing for specified fees.

EFFECTIVE JUNE 1, 2013

Art. 2B, § 11-512(c) - amended

Assigned to: Economic Matters

HB 465 Delegate Otto**SOMERSET COUNTY – EMERGENCY BURNING BAN – ADOPTION AND ENFORCEMENT**

Authorizing the County Commissioners of Somerset County to adopt an emergency burning ban; prohibiting a person from starting or allowing any open air burning during an emergency burning ban subject to specified exceptions; authorizing the County Commissioners, by resolution, to set a fine for a violation of an emergency burning ban; and authorizing the Sheriff and the Sheriff's deputies to assess a fine against any person believed to be in violation of an emergency burning ban.

EFFECTIVE OCTOBER 1, 2013

PLL of Somerset Co, Art. 20, § 2-416 - added

Assigned to: Environmental Matters

HB 466 Delegate Otto**SOMERSET COUNTY – SALE OF SMALL BOAT HARBOR DOCK**

Authorizing the County Commissioners of Somerset County to sell the Small Boat Harbor Dock to the City of Crisfield at private sale under specified terms; requiring the Small Boat Harbor Dock to revert to the County Commissioners under specified circumstances; and exempting the sale of the Small Boat Harbor Dock from specified requirements.

EFFECTIVE OCTOBER 1, 2013

PLL of Somerset Co, Art. 20, § 2-414 - amended

Assigned to: Environmental Matters

HB 467 Allegany County Delegation**ALLEGANY COUNTY – ROADSIDE SOLICITATION OF MONEY OR DONATIONS – PERMIT DURATION**

Requiring that a roadside solicitation permit issued under a roadside solicitation permit program in Allegany County be effective for a specified period of time.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-507(f) - amended

Assigned to: Environmental Matters

HB 468 Delegate Morhaim**STATE GOVERNMENT – REPEAT AUDIT FINDINGS – REPORT OF CORRECTIVE ACTIONS**

Altering the circumstances under which a unit of State government is required to report to the Office of Legislative Audits on specified corrective actions related to repeat audit findings to require that the report be submitted if there are four, rather than five, repeat findings in an audit report.

EFFECTIVE OCTOBER 1, 2013

SG, § 2-1224(h) - amended

Assigned to: Appropriations

HB 469 Delegate Stein**PUBLIC SAFETY – BUILDING CODES – BALCONY INSPECTIONS
(JONATHAN’S LAW)**

Requiring a political subdivision to require inspections of specified multifamily dwellings with balconies at least every 10 years, beginning no later than 10 years after the balcony is constructed, to ensure that each balcony meets requirements of the local housing code or the Minimum Livability Code; authorizing a political subdivision to conduct inspections, authorize a third party to conduct the inspections, or require a professional inspector to conduct and certify the inspections in a specified manner; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

PS, § 12-203 - amended

Assigned to: Environmental Matters

HB 470 Delegate Otto**SOMERSET COUNTY – COUNTY TREASURER – ABOLISHMENT
AND TRANSFER OF FUNCTIONS TO THE COUNTY SUPERVISOR OF
TAX COLLECTION**

Abolishing the elected position of County Treasurer of Somerset County; transferring the duties and functions of the office of County Treasurer to the County Supervisor of Tax Collection, who shall work under the direction of the County Finance Director; repealing provisions related to the appointment and salary of the deputy treasurer of Somerset County; etc.

EFFECTIVE OCTOBER 1, 2013

PLL of Som Co, Art. 20, Various Sections - amended, repealed, and added, Art. 2B, § 10-202(p) - amended, and Art. 25, § 51(r) - repealed

Assigned to: Environmental Matters

HB 471 Delegate Lafferty**PUBLIC INSTITUTIONS OF HIGHER EDUCATION – TUITION RATES
– VETERANS**

Requiring an honorably discharged veteran of the United States armed forces to present evidence of continuous residency in the State for a specified amount of time before the date of registration for courses at a public institution of higher education in the State, in order to be exempt from paying nonresident tuition at the public institution of higher education.

EFFECTIVE JULY 1, 2013

ED, § 15-106.4 - amended

Assigned to: Appropriations

HB 472 The Speaker (By Request – Department of Legislative Services – Code Revision)

LOCAL GOVERNMENT ARTICLE

Adding a new article to the Annotated Code of Maryland, to be designated and known as the “Local Government Article”, to revise, restate, and recodify the laws of the State relating to local governments; etc.

EFFECTIVE OCTOBER 1, 2013

LG - added and Various Articles, Various Sections - repealed, added, and amended

Assigned to: Environmental Matters